

MAR 27 2007

**FAX TRANSMISSION****DATE:** March 27, 2007**PTO IDENTIFIER:** Application Number 10/580,023-Conf. #7549  
Patent Number**Inventor:** Gauthier Pouliquen et al.**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (571) 273-8300**FROM:** PATTON BOGGS LLP

Lacy L. Kolo

**PHONE:** (703) 744-8000**Attorney Dkt. #:** 022290.0159PTUS**PAGES (Including Cover Sheet):** 17**CONTENTS:**

Transmittal (1 page)  
Fee Transmittal (1 page)  
Part 2 Copy of Notice (2 pages)  
Combined Declaration and Power of Attorney (8 pages)  
Response to Notice to File Missing Parts of Application (2 pages)  
Payment by credit card. Form PTO-2038 is attached (1 page)  
Charge \$490.00 to credit card  
Certificate of Transmission (1 page)

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**PATTON BOGGS LLP**

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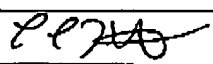
MAR 27 2007

PTO/SB/21 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/580,023-Conf. #7549	
	Filing Date	May 19, 2006	
	First Named Inventor	Gauthier Pouliquen	
	Art Unit	N/A	
	Examiner Name	Not Yet Assigned	
Total Number of Pages In This Submission	15	Attorney Docket Number	022290.0159PTUS

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Part 2 Copy of Notice Declaration
<div style="border: 1px solid black; padding: 5px; min-height: 80px;">Remarks</div>		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	PATTON BOGGS LLP	
Signature		
Printed name	Lacy L. Kolo	
Date	March 27, 2007	Reg. No. 55,340

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PTO/SB/17 (07-06)

Approved for use through 01/31/2007. OMB 0851-0032  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). <b>FEE TRANSMITTAL</b> <b>For FY 2006</b>		<b>Complete if Known</b> Application Number 10/580,023-Conf. #7549 Filing Date May 19, 2006 First Named Inventor Gauthier Poullquen Examiner Name Not Yet Assigned Art Unit N/A Attorney Docket No. 022290.0159PTUS	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27			
<b>TOTAL AMOUNT OF PAYMENT</b> (\$) 490.00			

<b>METHOD OF PAYMENT (check all that apply)</b> <input type="checkbox"/> Check <input checked="" type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): <input type="checkbox"/> Deposit Account Deposit Account Number: 50-2228 Deposit Account Name: Patton Boggs LLP For the above-identified deposit account, the Director is hereby authorized to: (check all that apply): <input type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Credit any overpayments	
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FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM FEES							
Fee Description	Fee (\$)	Small Entity Fee (\$)					
Each claim over 20 (including Reissues)	50	25					
Each independent claim over 3 (including Reissues)	200	100					
Multiple dependent claims	360	180					
<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Multiple Dependent Claims</u>			
HP = highest number of total claims paid for, if greater than 20.				<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>		
<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>				
HP = highest number of independent claims paid for, if greater than 3.							
3. APPLICATION SIZE FEE							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(a).							
<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>			
- 100 =	/50	(round up to a whole number) x	=				
4. OTHER FEE(S)							
Other (e.g., late filing surcharge): 1051 Surcharge-Late oath or declaration				130.00			
Additional Claim fees				360.00			

SUBMITTED BY			
Signature		Registration No. (Attorney/Agent)	55,340
Name (Print/Type)	Lacy L. Kolo	Telephone	(703) 744-8000
		Date	March 27, 2007

04/02/2007 MKAYPAGH 00000078 10580023

01 FC:1617  
02 FC:1616130.00 OP  
360.00 OP

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PAGE 3/17 \* RCVD AT 3/27/2007 10:21:49 AM [Eastern Daylight Time] \* SVR:USPTO-EFXXRF-5/15 \* DNIS:2738300 \* CSID: \* DURATION (mm:ss):02:34

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United States Patent and Trademark Office  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/580,023	Gauthier Poulquien	0222900159PTUS
IP Centralized Docket Stamp		
2/13/07 Date Docketed		
4/5/07 Due Date		
9/5/07 Final Due Date		
Date Removed		
Date Forfeited		
INTERNATIONAL APPLICATION NO.		
PCT/FR04/50603		
LA. FILING DATE		PRIORITY DATE
11/19/2004		11/21/2003
CONFIRMATION NO. 7549		
371 FORMALITIES LETTER		
*OC000000022306748*		

34042  
PATTON BOGGS LLP  
8484 WESTPARK DRIVE  
SUITE 900  
MCLEAN, VA 22102

Date Mailed: 02/05/2007

By:

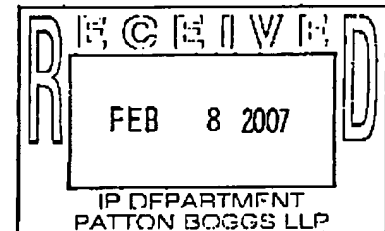
### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/19/2006
- English Translation of the IA filed on 05/19/2006
- Copy of the International Search Report filed on 05/19/2006
- Preliminary Amendments filed on 09/21/2006
- Information Disclosure Statements filed on 09/21/2006
- U.S. Basic National Fees filed on 05/19/2006

Scanned

Date: 2/8/07



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$360 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$490 for a Large Entity:

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Page 2 of 2

- \$130 Surcharge.
- Total additional claim fee(s) for this application is \$ 360
  - \$360 for multiple dependent claim surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/580,023	PCT/FR04/50603	0222900159PTUS

FORM PCT/DO/EO/905 (371 Formalities Notice)

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MAR 27 2007

Docket No.: 022290.0159PTUS  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Gauthier Pouliquen et al.

Application No.: 10/580,023

Confirmation No.: 7549

Filed: May 19, 2006

Art Unit: N/A

For: PHARMACEUTICAL FORMULATIONS FOR  
THE PROLONGED RELEASE OF ACTIVE  
PRINCIPLE(S) AND THEIR THERAPEUTIC  
APPLICATIONS

Examiner: Not Yet Assigned

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Application - Filing Date Granted mailed February 5, 2007, Applicant respectfully submits a Combined Declaration and Power of Attorney, Additional Claim Fees, surcharge for late oath or declaration and Part 2 Copy of Notice.

Please charge our Credit Card in the amount of \$490.00 covering the fee set forth in 37 CFR 1.16(f). Credit Card Payment Form SB-2038, with a signature from an authorized cardholder, is enclosed. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this

3672938


Application No.: 10/580,023

Docket No.: 022290.0159PTUS

application by this firm) to our Deposit Account No. 50-2228, under Order No. 022290.0159PTUS.  
A duplicate copy of this paper is enclosed.

Dated: March 27, 2007

Respectfully submitted,

By   
Lacy L. Kolo  
Registration No.: 55,340  
PATTON BOGGS LLP  
8484 Westpark Drive, 9th Floor  
McLean, Virginia 22102  
(703) 744-8000  
(703) 744-8001 (Fax)  
Attorney for Applicant

PTO/SB/07 (09-04)

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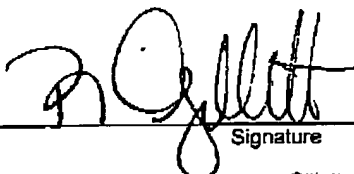
Application No. (if known): 10/580,023

Attorney Docket No.: 022290.0159PTUS

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on March 27, 2007  
Date



Signature

Rebecca Gillette

Typed or printed name of person signing Certificate

Registration Number, if applicable

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Telephone Number

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Part 2 Copy of Notice (2 pages)  
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